

**THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, MET IN REGULAR SESSION ON NOVEMBER 30, 2009, WITH THE FOLLOWING MEMBERS PRESENT: EDWIN H. HUMPHREY, PRESIDENT, ROBERT L. PROUD, VICE PRESIDENT, AND R. SCOTT CROSWELL III, MEMBER. THE MEETING WAS CALLED TO ORDER SHORTLY AFTER 1:00 P.M. BY THE PRESIDENT OF THE BOARD WITH THE PLEDGE OF ALLEGIANCE TO OUR FLAG.**

**LET THE RECORD SHOW:** A MOTION BY MR. PROUD, SECONDED BY MR. CROSWELL, TO GO INTO EXECUTIVE SESSION AT 1:02 P.M. PURSUANT TO SECTIONS 121.22(G)(2) AND 121.22(G)(3) OF THE OHIO REVISED CODE REGARDING ACQUISITION OF PROPERTY AND PENDING LITIGATION, RESPECTIVELY, CARRIED WITH ALL MEMBERS VOTING AFFIRMATIVELY THEREON.

**LET THE RECORD SHOW:** THE EXECUTIVE SESSION CONCLUDED AND REGULAR SESSION RESUMED AT 2:22 P.M.

**IN RE: BOARD OF COUNTY COMMISSIONERS...AUTHORIZATION FOR THE CLERMONT COUNTY PROSECUTING ATTORNEY'S OFFICE, CIVIL DIVISION, TO SETTLE CASE NUMBER 2007-CVH-01848, LARRY SMITH CONTRACTORS, INC. VS. BOARD OF COUNTY COMMISSIONERS, FILED IN THE CLERMONT COUNTY COURT OF COMMON PLEAS...03-0505-002...APPROVED**

Moved by Mr. Proud, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of David L. Spinney, County Administrator, to authorize the Clermont County Prosecuting Attorney's Office, Civil Division, to settle Case Number 2007-CVH-01848 filed in the Clermont County Court of Common Pleas, known as Larry Smith Contractors, Inc. vs. Board of County Commissioners, with a cash settlement in the amount of \$250,000.00 as full settlement and release of all claims and causes of action relative thereto.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Croswell, Yes; Mr. Humphrey, Aye.

**LET THE RECORD SHOW:** That a motion by Mr. Croswell, seconded by Mr. Proud, to approve the minutes of Regular Session of **11/30/09** carried with all members present voting affirmatively thereon.

**LET THE RECORD SHOW:** That the President of the Board of County Commissioners, noting no further business to come before the commission for legislative action, adjourned this Regular Session at 2:23 P.M.

**BOARD OF COUNTY COMMISSIONERS  
CLERMONT COUNTY, OHIO**

**EDWIN H. HUMPHREY, PRESIDENT  
ROBERT L. PROUD, VICE PRESIDENT  
R. SCOTT CROSWELL III, MEMBER**

**JUDITH KOCICA, CLERK OF THE BOARD**

**DATE APPROVED – 11/30/09**